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SUPREME COURT, U. S.

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IN THE

Supreme Court of the United States

October Term, 1965

No. 690

HERBERT J. SMITH, ET AL., *Appellants*

v.

WILLARD AYRES, Mayor, etc., ET AL., *Appellees*

On Appeal from the Supreme Court of Florida

MOTION TO DISMISS

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Come the Appellees, by and through their undersigned counsel of record, and move this Court to dismiss the appeal upon the following grounds:

1. The issues in this cause do not present a substantial federal question.
2. The judgment entered herein by the Trial Court and the Supreme Court of Florida rests on an adequate non-federal basis.